IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 14TH MARCH 2007 / 23RD PHALGUNA 1928

Crl.Rev.Pet.No. 539 of 2000()

CC.658/1999 of JUDL.MAGISTRATE OF FIRST CLASS, KARUNAGAPPALLY

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REVN. PETITIONER/COMPLAINANT:

PADMANABHAN SOORAJLAL,
VALIYAVEEDU, CHERIAZHEEKKAL THURA
ALAPPADU VILLAGE.

BY ADV. SRI.P.B.SAHASRANAMAN

RESPONDENTS/ACCUSED AND STATE:

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1. SREEDHARAN PAVITHRAN,
KOCHARAYASSERIL VEEDU,
KUZHITHURA MURI,
ALAPPADU VILLAGE.

2. STATE OF KERALA REPRESENTED BY
THE DIRECTOR OF PUBLIC PROSECUTIONS,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 14/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.539 of 2000

Dated this the 14th day of March, 2007

ORDER

Revision petitioner is the complainant in the proceedings in C.C.No.658/99 initiated under Section 420 IPC. The complaint was dismissed and the accused stands discharged under Section 245(2) of the Code of Criminal Procedure as no steps were taken. It is submitted that on account of unavoidable personal inconveniences, he could not instruct the counsel in this regard on the posting date. In the circumstances, order of the court below is set aside. The court below is directed to permit the petitioner to further pursue the matter. Petitioner shall appear before the Judicial Magistrate of First Class, Karunagappally on 26.4.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl